

**DECLARATION**

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **Interferon-Alpha Polypeptides and Conjugates** the specification of which _ is attached hereto or X was filed on **May 19, 2004** as Application No. **10/848,827** and was amended on _____ (if applicable).

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56. I claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Country	Application No.	Date of Filing	Priority Claimed Under 35 USC 119

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

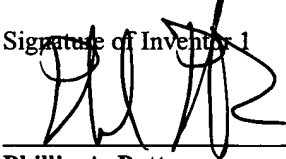
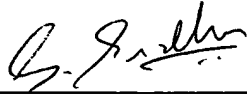
Application No.	Filing Date
60/427,612	November 18, 2002
60/502,560	September 12, 2003

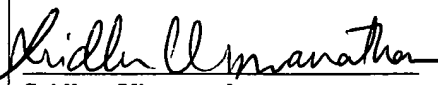

I claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application No.	Date of Filing	Status
10/714,817	November 17, 2003	pending

Full Name of Inventor 1:	Full Name: Phillip A. Patten		
Residence & Citizenship:	City: Portola Valley	State/Foreign Country: California	Country of Citizenship: United States of America
Post Office Address:	Post Office Address: 261 La Cuesta Drive, Portola Valley, California 94028		
Full Name of Inventor 2:	Full Name: Sridhar Govindarajan		
Residence & Citizenship:	City: Redwood City	State/Foreign Country: California	Country of Citizenship: India
Post Office Address:	Post Office Address: 530 Osprey Drive, Redwood City, California 94065		
Full Name of Inventor 3:	Full Name: Sridhar Viswanathan		
Residence & Citizenship:	City: Menlo Park	State/Foreign Country: California	Country of Citizenship: India
Post Office Address:	Post Office Address: 234 Leland Avenue, Menlo Park, California 94025		
Full Name of Inventor 4:	Full Name: Torben Lauesgaard Nissen		
Residence & Citizenship:	City: San Francisco	State/Foreign Country: California	Country of Citizenship: Denmark
Post Office Address:	Post Office Address: 18 Henry Street, San Francisco, California 94114		

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor 1 	Signature of Inventor 2 
Phillip A. Patten	Sridhar Govindarajan
Date 6.14.04	Date 6/5/04

Signature of Inventor 3 	Signature of Inventor 4 
Sridhar Viswanathan	Torben Lauesgaard Nissen
Date 6/14/04	Date 6/21/2004



(Modified) PTO/SB/81 (11-96)
Approved for use through 6/30/99. OMB 0651-0035

POWER OF ATTORNEY OR AUTHORIZATION OF AGENT, NOT ACCOMPANYING APPLICATION	Application Number	10/848,827
	Filing Date	May 19, 2004
	First Named Inventor	Phillip A. Patten
	Group Art Unit	
	Examiner Name	
	Attorney Docket Number	0269us410

I hereby appoint:

☒ Practitioners at Customer Number

30560

Type Customer Number Here



as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:
_____ Customer Number 30560

OR

Firm or Individual Name					
Address					
Address					
City					
Country					
Telephone					

I am the

☐ Applicant.

☒ Assignee of record of the entire interest (*Certificate under 37 CFR 3.73(b) is enclosed*)

SIGNATURE of Applicant or Assignee of Record

Name	Michael S. Rabson, General Counsel and Senior Vice President, Maxygen Inc.
Signature	
Date	July 26, 2004

CERTIFICATE OF MAILING

I hereby certify that this is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria VA 22313-1450, Mail Stop: **Missing Parts** on the date shown below:

Typed or printed name	Diane D. Dunn		
Signature		Date	8/2/04



STATEMENT UNDER 37 CFR §3.73(b)

Applicant: Phillip A. Patten et al.

Application No.: 10/848,827

Filed: May 19, 2004

Entitled: Interferon-Alpha Polypeptides and Conjugates

Maxygen, Inc.

, a

corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel __, Frame __, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

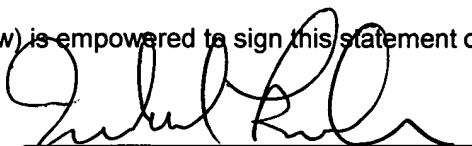
1. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at Reel ____, Frame ____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at Reel ____, Frame ____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at Reel ____, Frame ____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet

☒ Copies of assignments or other documents in the chain of title are attached.

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

July 26, 2004
Date


Signature

Michael S. Rabson

Typed or printed name

General Counsel & Senior Vice
President

Title

COPY

Attorney Docket No: 0269us410

ASSIGNMENT OF PATENT APPLICATION

JOINT

WHEREAS, Phillip A. Patten of 261 La Cuesta Drive, Portola Valley, California 94028, Sridhar Govindarajan of 530 Osprey Drive, Redwood City, California 94065, Sridhar Viswanathan of 234 Leland Avenue, Menlo Park, California 94025, and Torben Lauesgaard Nissen of 18 Henry Street, San Francisco, California 94114, hereinafter referred to as "Assignors," are the inventors of the invention described and set forth in the below-identified application for United States Letters Patent:

Title of Invention: **Interferon-Alpha Polypeptides and Conjugates**

Filing Date: May 19, 2004

Application No.: 10/848,827; and

WHEREAS, Maxygen, Inc., a Delaware corporation, located at 515 Galveston Drive, Redwood City, California 94063, hereinafter referred to as "ASSIGNEE," is desirous of acquiring an interest in the invention and application and in any U.S. Letters Patent and Registrations which may be granted on the same;

For good and valuable consideration, receipt of which is hereby acknowledged by Assignors, Assignors have assigned, and by these presents do assign to Assignee all right, title and interest in and to the invention and application and to all foreign counterparts (including patent, utility model and industrial designs), and in and to any Letters Patent and Registrations which may hereafter be granted on any patent application claiming priority from the same in the United States and all countries throughout the world, and which claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignors had this Assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignors further agree that they will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including applications and instruments of transfer, and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

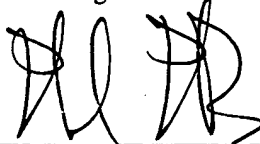
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IN TESTIMONY WHEREOF, Assignors have signed his/her name on the date indicated.

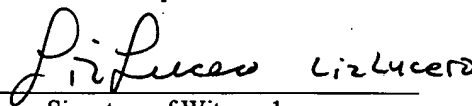
Dated: 6.14.04

SIGNATURE WITNESSED BY:

(1) Date: 6/14/04



Phillip A. Patten



Signature of Witness 1

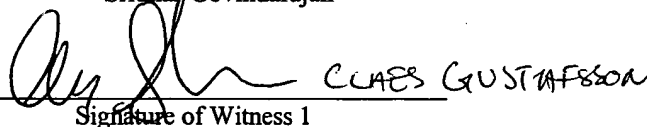
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SIGNATURE WITNESSED BY:

(1) Date: 6/5/2004



Sridhar Govindarajan

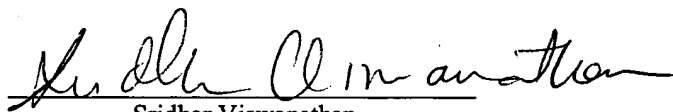


Signature of Witness 1

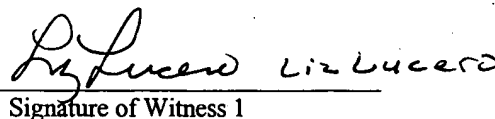
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SIGNATURE WITNESSED BY:

(1) Date: 6/14/04



Sridhar Viswanathan



Signature of Witness 1

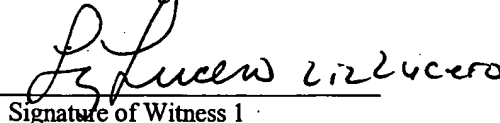
Dated: 6/21/2004

SIGNATURE WITNESSED BY:

(1) Date: 6/21/04



Torben Lauesgaard Nissen



Signature of Witness 1